



30 SEP 2003

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In re Application of:	:	
Kumar et al.	:	
Application No.: 10/070,396	:	DECISION
PCT No.: PCT/US00/24025	:	
Int. Filing Date: 01 September 2000	:	UNDER
Priority Date: 03 September 1999	:	
Atty. Docket No.: KSU.P0201	:	37 CFR 1.47
For: Fabrication of Aligned Crystal Cell/Film By	:	
Simultaneous Alignment And Phase Separation	:	

This is in response to the "Renewed Petition Under 37 CFR 1.47" filed on 29 April 2003.

### **BACKGROUND**

In a decision mailed on 25 February 2003, the petition filed on 03 July 2002 was dismissed because it was not clear that non-signing joint inventor Satyendra Kumar has refused to execute a declaration after being presented with the declaration and a copy of the international application and because it did not include an explicit statement of non-signing joint inventor Satyendra Kumar's last known address.

### **DISCUSSION**

The renewed petition includes a statement of Satyendra Kumar's last known address, and is accompanied by a copy of a letter sent to Satyendra Kumar at that address, requesting that he review an attached copy of the international application and sign and return a declaration of the inventors. Petitioner also provides a copy of a postal Domestic Return Receipt which is signed as received by Satyendra Kumar on 13 March 2003. In view of the totality of evidence now of record, it would be appropriate to conclude that Satyendra Kumar has refused to execute the declaration after being presented with the declaration and a copy of the international application. Accordingly, all of the requirements of 37 CFR 1.47(a) have now been satisfied.

**CONCLUSION**

The petition is **GRANTED**.

As provided by 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventor at his last known address of record.

A notice of the filing of this application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being returned to the National Stage Processing Branch for further processing. Its date under 35 U.S.C. 371(c)(1), (2) and (4) is **03 July 2002**.



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PCT Legal Office



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30 SEP 2003

Dr. Satyendra Kumar  
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In re Application of  
Kumar et al.  
Application No. 10/070,396  
PCT No.: PCT/US00/24025  
Int. Filing Date: 01 September 2000  
Priority Date: 03 September 1999  
For: Fabrication Of Aligned Liquid Cell/Film By  
Simultaneous Alignment And Phase Separation

Dear Dr. Kumar:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at (703) 308-6721. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Requests for information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1(800) 972-6382 (outside the Washington D.C. area).

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, DC 20231, with the contents of the letter marked to the attention of the PCT Legal Office.

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## OFFICIAL GAZETTE NOTICE

### 37 CFR 1.47 Notice by Publication

Notice is hereby given of the filing of an application with a petition under 37 CFR 1.47 requesting acceptance of the application without the signature of all inventors. The petition has been granted. A notice has been sent to the last known address of the non-signing inventor. The inventor whose signature is missing (Satyendra Kumar) may join in the application by promptly filing an appropriate oath or declaration complying with 37 CFR 1.63. The international application number is PCT/US00/24025 and was filed on September 1, 2000 in the names of Satyendra Kumar, Liang-Chy Chien and Jae-Hoon Kim for the invention entitled **FABRICATION OF ALIGNED LIQUID CRYSTAL CELL/FILM BY SIMULTANEOUS ALIGNMENT AND PHASE SEPARATION**. The national stage application number is 10/070,396 and has a 35 U.S.C. 371(c)(1), (2) and (4) date of July 3, 2002.